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Hedaya  
12/12/01  
PATENT  
0760-0248P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Shoji TSUJI et al. Conf.: 9310  
Appl. No.: 09/101,132 Group: 1635  
Filed: June 30, 1998 Examiner: J. EPPS  
For: cDNA FRAGMENT OF GENE CAUSATIVE OF  
SPINOCEREBELLAR ATAXIA TYPE 2

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TERMINAL DISCLAIMER

Assistant Commissioner for Patents  
Washington, DC 20231

December 7, 2001

Sir:

SRL, Inc., (hereinafter "the Assignee")

- ☐ residing at ,
- ☒ a corporation of Japan having a principal place of  
business at A-203 Advantage, 98-1, Oshima, Niigata-shi,  
Niigata 950 Japan,
- ☐ a university having an address of ,

represents that it is the true owner of the entire interest of  
U.S. patent Application No. 09/101,132, filed on June 30, 1998,  
for "cDNA FRAGMENT OF CAUSATIVE GENE OF SPINOCEREBELLAR ATAXIA  
TYPE 2," (hereinafter "above-identified application") by virtue of  
and as evidenced by an Assignment recorded at the United States  
Patent and Trademark Office at Reel 9569, Frame(s) 315/319.

The Assignee hereby disclaims the terminal part of any  
patent granted on the above-identified application which would  
extend beyond the expiration date of the full statutory term as  
presently shortened by any terminal disclaimer of U.S. Patent

Appl. No. 09/101,132

6,251,589, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent 6,251,589 shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application, and to be binding upon the grantee, its successors or assigns.

The Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,251,589 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

This Terminal Disclaimer is submitted on behalf of the Assignee by the undersigned, an attorney of record in the above-identified application.

Appl. No. 09/101,132

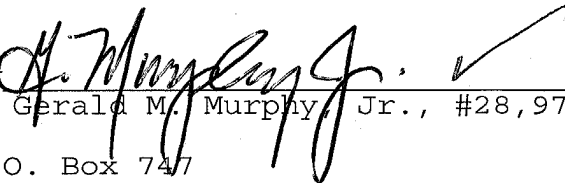
Please charge any fees or credit any overpayment pursuant to  
37 C.F.R. § 1.20 to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Date: December 7, 2001

By

 ✓

Gerald M. Murphy, Jr., #28,977

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